

Suits – Irrigation & CAD Department – Land Acquisition for formation of CADA Roads Khammam District, Ammapeta (V), Mudigonda Mandal – Sanction of Decretal charges for an amount of Rs. 66,892/- towards the land acquired for formation of CADA Road in connection with High Court Order in Appeal Suit Nos. 2887,2880 and 3013/1999 filed against the orders in O.P. Nos. 42, 43 and 44/1994 to deposit the said amount in the lower court – sanction accorded afresh duly cancelling the orders issued in G.O. Rt. No. 530 I & CAD (GENL.IV.2) Department dated:23 -04-2008

IRRIGATION & CAD (GENL.IV.2) DEPARTMENT

Dt: 17 -09-2010.
Read the following

1. G.O. Rt. No. 530 I & CAD (GENL.IV.2) Department ated:23 -04-2008.
2. Lr.No. CAD/B5/B1/LOC/AL/237/705/2008-09 dated.26-08-2008
- 3..From the Special Deputy Collector, LA,IPT Railways,Khammam
Lr.No.B/986/99 Dated.15-07-2010

ORDER:

In the reference 1st read above, sanction was accorded for an amount of Rs.66,892/- towards land acquired for formation of CADA Roads at Ammapeta Village, Mudigonda Mandal, Khammam District to deposit the said amount in the Lower Court to comply with the orders of High Court dated 28.7.2000 in A.S.Nos. 2887, 2880 & 3013/1999 filed against the decree in O.P. Nos. 42, 43 & 44/1994.

2. In the reference 3rd read above, the Special Deputy Collector, IPT Railways, Khammam has informed that the Director of Works and Accounts, Hyderabad has not issued authorization to the PAO, Takulapalli, Khammam for the amount sanctioned /LOC released in the references 1st and 2nd read above respectively. Therefore, the decretal charges amount was not deposited in the lower Court in O.P.No.s 42,43,and 44/94.

3. The Special Deputy Collector, IPT Railways Khammam has therefore requested to release the required funds afresh since the decretal charges amount was released by Government during the Financial year 2008-09 is lapsed.

4. Government after careful examination of the proposal, hereby accord sanction afresh duly cancelling the orders issued in the reference 1st read above ,for an amount of Rs.66,892/- (Rupees Sixty six thousand eight hundred and ninety two only) towards compensation for the land acquired for formation of CADA Roads at Ammapeta Village, Mudigonda Mandal, Khammam District to deposit the said amount in the Lower Court to comply with the orders of High Court dated 28.7.2000 in A.S.Nos. 2887, 2880 & 3013/1999 filed against the decree in O.P. Nos. 42, 43 & 44/1994.

5. The above amount is sanctioned, subject to verification whether the reference under section 18 of the LA. Act is made to the lower court after following all the guidelines/directions on the subject and in case it is detected that Section 18 reference was made contrary to the rules/guidelines issued by the Government / Chief Commissioner of Land Administration, immediate action should be taken to recover the loss sustained by the Government from the staff concerned and filing of restitution Petition and also subject to confirmation of the decretal amount by the Special Deputy Collector, LA., (IPT & RIys), Khammam and as to the extent of land acquired.

6. The Commissioner, CADA is directed to meet the expenditure sanctioned in para 4 above, from the contingency fund by way of advance under the following head of account:

4705-Capital outlay on Command Area Development-M.H.101 NSP Command Area-G.H-11-Normal State Plan-S.H.05 Ayacut Road-530 Major Works 531-Other expenditure (charged) .

7. The District Collector, Khammam is directed to follow the directions issued by the Hon'ble High Court on 30-4-2007 in WP. No. 2181 of 2005 in disbursement of the above sanctioned decretal charges under provision of NSP Act to the rightful claimants in respect of O.P. No. 42, 43 & 44/1994 for avoiding intervention of the middlemen.

8. The Commissioner, CADA., is requested to take further action in the matter and ensure that the amount is deposited in the Lower Court at an early date as per the directions of High Court in Appeal Suit No.2880, 2887 & 3013/1999 by giving suitable instructions to District Collector, Khammam. He is also requested to send necessary proposals for recoupment of contingency fund at an appropriate time.

9. This order issues with the concurrence of Finance (Exp. P.W.I) Department vide their U.O.No.22750/754/Exp.P.W.AI/10, dated:02-09-2010

(BY ORDER AND IN THE NAME OF THE GOVERNOR OF ANDHRA PRADESH)

**S.P. TUCKER
PRINCIPAL SECRETARY TO GOVERNMENT**

To
The Commissioner, CADA, Jalasoudha
Building, Errummanzil, Hyderabad.
Copy to:
Special Deputy Collector, LA.(IPT & Rlys), Khammam.
The District Collector, Khammam
The Chief Commissioner of
Land Administration,A.P. Hyderabad.
Engineer-in-Chief,(R&B) Roads,Hyderabad
The Accountant General, A.P., Hyderabad.
The Govt. Pleader for LA., High Court of A.P. Hyderabad.
The Finance (Exp. P.W.I) Dept.
The P.S. to Minister (M & MI)
The P.S. to Principal Secretary to Government.
Irrigation & CAD. Dept.
S.F./S.C.

// Forwarded by Order //

SECTION OFFICER